

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE**

HYPERTHERM, INC,

Plaintiff,

v.

AMERICAN TORCH TIP COMPANY,

Defendant.

Civil Action No. 1:05-cv-373-JD

**ORDER GRANTING PLAINTIFF'S  
MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT**

THIS MATTER came before the Court on Plaintiff's Assented-to Motion for Leave to File a Second Amended Complaint, and the Court being otherwise fully advised, it is hereby ORDERED and ADJUDGED as follows:

1. Plaintiff's Motion for Leave to Amend the Complaint is GRANTED.
2. Within two (2) days of this Order, Plaintiff shall file the proposed Second Amended Complaint attached as Exhibit A to its Motion for Leave to Amend.
3. Within twenty (20) days of this Order, or in no event later than May 8, 2006,<sup>1</sup> defendant shall file its response to the Second Amended Complaint.

Dated: April 12, 2006, 2006

/s/ James R. Muirhead

United States Magistrate Judge

<sup>1</sup> This date is twenty (20) days after the previous deadline of April 17, 2006 for defendant to file its response to the complaint in this action.